

REDACTED VERSION OF DOCUMENT SOUGHT TO BE SEALED

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NATIONAL AUSTRALIA BANK LTD.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

National Australia Bank Ltd.,)	Case No.
)	
Plaintiff,)	
)	COMPLAINT FOR CONVERSION,
vs.)	REPLEVIN, AND DECLARATORY
)	RELIEF
)	
Google Inc.,)	<i>FILED UNDER SEAL</i>
)	
Defendant.)	
)	

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1 Plaintiff National Australia Bank Ltd. (“NAB” or “the Bank”), by and through its attorneys
2 Sidley Austin LLP, hereby submits the following Complaint for Conversion, Replevin, and
3 Declaratory Relief against Defendant Google Inc. (“Google”), and in support thereof, states and
4 alleges as follows:

INTRODUCTION

5
6 1. NAB is one of the largest financial services institutions in Australia. For over 150
7 years, NAB has provided financial services to large and small businesses as well as individual
8 consumers. Today over 35,000 NAB employees serve over ten million clients at locations in
9 Australia and around the world.

10 [REDACTED]
11 [REDACTED]
12 [REDACTED]

13 [REDACTED]
14 [REDACTED]
15 [REDACTED]
16 [REDACTED]

17 [REDACTED]
18 [REDACTED]
19 [REDACTED]
20 [REDACTED]
21 [REDACTED]
22 [REDACTED]
23 [REDACTED]

24 [REDACTED]
25 [REDACTED]
26 [REDACTED]
27 [REDACTED]
28 [REDACTED]

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THE PARTIES

6. NAB is an Australian corporation with its principal place of business in Melbourne, Australia.

7. Upon information and belief, Defendant Google is a Delaware corporation with its principal place of business in Mountain View, California.

JURISDICTION

8. Jurisdiction is proper in this Court pursuant to 28 U.S.C. § 1332 on the grounds that the amount in controversy exceeds \$75,000, exclusive of interest and costs, and the controversy is between a citizen of California and citizen of Australia. For purposes of diversity, the NAB is an Australian corporation with its principal place of business in Melbourne, Australia, and upon information and belief, Google is a Delaware Corporation with its principal place of business in California.

9. This Court may exercise personal jurisdiction over Google because, among other things, Google's principal place of business is in California and in this District.

10. [REDACTED]

[REDACTED] Thus, NAB requests that the Court also exercise *in rem* and *quasi in rem* jurisdiction over Google based on the property owned within this judicial district.

11. Venue is proper in this District under 28 U.S.C. § 1391.

FACTUAL BACKGROUND

NAB

12. NAB is a well-established Australian bank with a corporate history that spans over 150 years. It is now the third largest bank in Australia, and the forty-ninth largest bank in the world

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1 based on total assets.¹ NAB is a recognized brand, operating thousands of branches, service centers,
2 and ATMs across Australia, New Zealand, and Asia that serve over ten million customers.

3 [REDACTED]

4 [REDACTED]

5 [REDACTED]

6 [REDACTED]

7 [REDACTED]

8 [REDACTED]

9 [REDACTED]

10 [REDACTED]

11 [REDACTED]

12 [REDACTED]

13 [REDACTED]

14 [REDACTED]

15 [REDACTED]

16 [REDACTED]

17 [REDACTED]

18 [REDACTED]

19 [REDACTED]

20 [REDACTED]

21 [REDACTED]

22 [REDACTED]

23 [REDACTED]

24 [REDACTED]

25 [REDACTED]

26 [REDACTED]

27

28 ¹ See <http://www.relbanks.com/worlds-top-banks/assets>.

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[REDACTED]

Resolution

[REDACTED]

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[REDACTED]

COUNT I

Conversion

42. NAB incorporates by reference the foregoing paragraphs 1-37 as if fully set forth herein.

[REDACTED]

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1 48. [REDACTED]

2 [REDACTED]

3 [REDACTED]

4 **COUNT II**

5 **Replevin**

6 49. NAB incorporates by reference the foregoing paragraphs 1-37 as if fully set forth

7 herein.

8 [REDACTED]

9 [REDACTED]

10 [REDACTED]

11 [REDACTED]

12 [REDACTED]

13 [REDACTED]

14 [REDACTED]

15 [REDACTED]

16 **COUNT III**

17 **Declaratory Relief**

18 54. NAB incorporates by reference the foregoing paragraphs 1-37 as if fully set forth

19 herein.

20 [REDACTED]

21 [REDACTED]

22 [REDACTED]

23 [REDACTED]

24 [REDACTED]

25 [REDACTED]

26 [REDACTED]

27 [REDACTED]

28 [REDACTED]

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[REDACTED]

PRAYER FOR RELIEF

WHEREFORE, Plaintiff NAB prays that judgment be entered in its favor on the claims asserted herein and that it be awarded the following relief:

[REDACTED]

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[REDACTED]

63. Any other and further relief the Court deems just and proper under the circumstances.

Dated: December 6, 2016

SIDLEY AUSTIN LLP

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